

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF LINDA DAYEM, ET AL  
FOR: METABOLIC PATHWAYS FOR STARTER

UNITS IN POLYKETIDE BIOSYNTHESIS IN E. COLI

APPLICATION NO: 10/621,206

APPLICATION DATE: 07/15/2003

ART UNIT: 1652

EXAMINER: ROBINSON, HOPE A.

CONFIRMATION NO: 1089

USPTO CUSTOMER NO: 23914

***TRANSMITTED VIA EFS-WEB***

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

LETTER IN GOOD FAITH CONCERNING PTA IN GRANTED PATENT 7,413,878

Sir:

The above-mentioned granted patent erroneously lists the patent term adjustment period as 565 days. The patent term adjustment period should be 504 days, as explained below.


The printout from PAIR lists a final rejection mailed on February 20, 2007. Applicants submitted a Request for Continued Examination (RCE) on July 20, 2007, a delay of 61 days from final rejection which should be charged to Applicant.

Applicant requests that the Patent Term Adjustment in this case be re-adjusted to 504 days which includes a 606 day PTO delay and a 102 day Applicant delay.

Applicants believe that no fee is due. The Commissioner is hereby authorized to charge any additional fees under 37 CFR §1.17 which may be required, or credit any overpayment, to Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

Respectfully submitted,

Bristol-Myers Squibb Company  
Patent Department  
P.O. Box 4000  
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